



SPONSOR: Rep. Kowalko & Sen. Peterson
Reps. Baumbach Jaques Mitchell Paradee Osienski Scott
K. Williams Bennett ; Sen. Sokola

HOUSE OF REPRESENTATIVES
147th GENERAL ASSEMBLY

HOUSE BILL NO. 13

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO LOBBYISTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend Chapter 58, Title 29 of the Delaware Code by making insertions as shown by underlining and deletions
2 as shown by strike through as follows:

3 § 5837. Lobbying restrictions for a former member of the General Assembly.

4 No person who served as a member of the General Assembly shall act as a lobbyist for a period of one (1) year
5 after such person's term of office ends. Any person who knowingly violates this section shall be guilty of an unclassified
6 misdemeanor.

7 ~~§ 5837~~ § 5838. When registration, report or authorization is considered as filed; access to records.

8 (a) Any registration, report or authorization form shall be considered filed as of the date it is filed electronically with the
9 Commission or, if electronic filing required by this subchapter is unavailable at the time filing is required, on the date it is
10 mailed if sent by registered or certified mail.

11 (b) Any person who knowingly furnishes false information in any registration, authorization or report required by this
12 subchapter shall be guilty of a misdemeanor.

13 (c) Any person who fails to file an authorization or report as required by this subchapter shall be deemed to have voluntarily
14 cancelled registration as a lobbyist and shall be prohibited from reregistering or acting as a lobbyist until all delinquent
15 authorizations and/or reports have been filed.

16 (d) The Commission may refer to the Commission Counsel for investigation and/or refer any suspected violation of this
17 subchapter to the Attorney General for investigation and prosecution. The Speaker of the House, the presiding officer of the
18 Senate, the Legislative Council or any member of the General Assembly shall refer, or any other person may refer, any
19 suspected violation of this subchapter to the Commission and/or the Attorney General of the State.

20 (e) The Superior Court shall have exclusive jurisdiction over all offenses under this subchapter.

21 ~~§ 5838~~ § 5839. Violation and penalties.

22 (a) Any person who knowingly fails to register as a lobbyist as required by this subchapter shall be guilty of a
23 misdemeanor.

24 (b) Any person who knowingly furnishes false information in any registration, authorization or report required by this
25 subchapter shall be guilty of a misdemeanor.

26 (c) Any person who fails to file an authorization or report as required by this subchapter shall be deemed to have voluntarily
27 cancelled registration as a lobbyist and shall be prohibited from reregistering or acting as a lobbyist until all delinquent
28 authorizations and/or reports have been filed.

29 (d) The Commission may refer to the Commission Counsel for investigation and/or refer any suspected violation of this
30 subchapter to the Attorney General for investigation and prosecution. The Speaker of the House, the presiding officer of the
31 Senate, the Legislative Council or any member of the General Assembly shall refer, or any other person may refer, any
32 suspected violation of this subchapter to the Commission and/or the Attorney General of the State.

33 (e) The Superior Court shall have exclusive jurisdiction over all offenses under this subchapter.

34 Section 2. This bill shall take effect on January 1, 2015.

SYNOPSIS

This bill prohibits a former member of the General Assembly from acting as a lobbyist for a period of one year after such person's term of office ends. Any person who knowingly violates this section shall be guilty of an unclassified misdemeanor. This bill shall take effect January 1, 2015.